
HOUSE CONCURRENT RESOLUTION

URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH NEW RULES TO
ENFORCE NET NEUTRALITY REQUIREMENTS FOR BROADBAND AND
INTERNET SERVICE PROVIDERS WITHIN THE STATE OF HAWAII.

1 WHEREAS, the Federal Communications Commission has repealed
2 net neutrality rules intended to protect consumers and to ensure
3 fair and reasonable access to the internet; and
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5 WHEREAS, "Net Neutrality Principles" means the adherence of
6 broadband and internet service providers to the following:
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8 (1) Providing access to all lawful content and
9 applications regardless of the source;
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11 (2) Treating all data fairly without favoring or blocking
12 particular products or websites and without hindering,
13 throttling, restricting, or prioritizing internet
14 content, applications, or certain data streams; and
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16 (3) Treating all data on the internet the same, without
17 discriminating or charging differently by user,
18 content, website, platform, application, service, type
19 of attached equipment, method of communication,
20 source, or ownership; and
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22 WHEREAS, Hawai'i citizens rely on a free and open internet
23 to participate in the democratic process; and
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25 WHEREAS, it is in the best interest of the State to ensure
26 that corporations do not impede competition, engage in deceptive
27 consumer practices, and that they offer broadband internet
28 services to customers on a non-discriminatory basis; and



1 WHEREAS, internet services without corporate influence will
2 benefit consumer choices; and

3
4 WHEREAS, net neutrality:

5
6 (1) Creates an equal playing field for access to
7 information for our keiki and students to support
8 their educational development; and

9
10 (2) Bridges the distance between our State, located in the
11 middle of the Pacific Ocean, and other states, which
12 significantly benefits our economy and communities by
13 keeping our State open to innovation and economic
14 growth; and

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16 WHEREAS, Hawai'i's Executive Order 18-02 requires net
17 neutrality in contracts for internet-related services in state
18 government agencies; and

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20 WHEREAS, it is the intent of the Legislature to assure that
21 all necessary services in which the public relies, and which are
22 provided through the internet must remain available to all
23 citizens of the State; now, therefore,

24
25 BE IT RESOLVED by the House of Representatives of the
26 Twenty-ninth Legislature of the State of Hawaii, Regular Session
27 of 2018, the Senate concurring, that the Public Utilities
28 Commission is urged to adopt rules to enforce net neutrality
29 requirements for broadband and internet service providers within
30 the State, specifically prohibiting the following activities:

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32 (1) Blocking lawful content, applications, services, or
33 nonharmful devices, regardless of the source;

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35 (2) Impairing or degrading lawful internet traffic on the
36 basis of internet content, application, or service, or
37 use of a nonharmful device, subject to reasonable
38 network management practices;

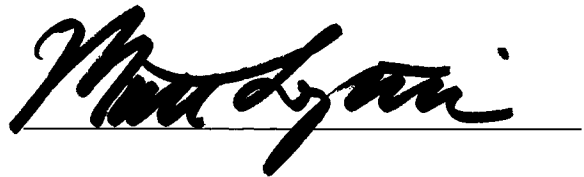
39
40 (3) Hindering, throttling, restricting or prioritizing
41 internet content, applications, or certain data
42 streams;



- 1 (4) Engaging in paid prioritization, or providing
2 preferential treatment of some internet traffic to any
3 internet customer;
4
5 (5) Unreasonably interfering with, or unreasonably
6 disadvantaging, either a customer's ability to select,
7 access, and use broadband internet access service or
8 lawful internet content, applications, services, or
9 devices of the customer's choice, or an edge
10 provider's ability to make lawful content,
11 applications, services, or devices available to a
12 customer; and
13
14 (6) Engaging in deceptive or misleading marketing
15 practices that misrepresent the treatment of internet
16 traffic or content to a customer; and
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18 BE IT FURTHER RESOLVED that certified copies of this
19 Concurrent Resolution be transmitted to the Chair of the Public
20 Utilities Commission.
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23

OFFERED BY:

A handwritten signature in black ink, appearing to read "Matt Lyon", is written over a horizontal line.

MAR - 9 2018

